## NATURAL RESOURCES DEFENSE COUNCIL 1314 SECOND STREET SANTA MONICA, CA 90401

MAY 7, 2004

# NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (California Health and Safety Code §25249.5 et seq.)

## TO THE NOTICED PARTIES LISTED BELOW:

CANEL'S USA, INC.	DULCES ARCO IRIS, S.A. DE C.V.
DULCES VERO USA	DULCES INNOVACIONES, S.A. DE C.V., A
	SUBSIDIARY OF DULCES VERO, S.A. DE C.V.
FAMILY SWEETS CANDY COMPANY	DULCES LA FRESA S.A. DE C.V., A
	SUBSIDIARY OF DULCES VERO, S.A. DE C.V.
FOOD 4 LESS OF CALIFORNIA, INC.	DULCES Y CHOCOLATES LUXUS, S.A. DE C.V.,
	A SUBSIDIARY OF DULCES VERO, S.A. DE C.V.
FOOD 4 LESS OF SOUTHERN CALIFORNIA, INC.	DULMEX
HOLIDAY CANDY COMPANY, INCORPORATED	Effern México, Inc. y Compañía S. en
	N.C. DE C.V.
INTERNATIONAL DISTRIBUTORS, LLC	FABRICA DE DULCES TIRAMINDO
LIXXUM CANDY, INC.	FRUTIMEX
LORENA MEXICAN PRODUCTS, INC.	GARO DISTRIBUCIONES
MARS, INCORPORATED	GRUPO FRATO, S.A. DE C.V.
MONTES USA	GRUPO LORENA, SA DE C.V.
NUTREX CORP.	INDUSTRIAL DE ALIMENTOS DIANA, S.A. DE
	C.V.
SMART & FINAL INC.	INDUSTRIAL DULCERA TASACHI, S.A. DE C.V.
SPRANGLER CANDY COMPANY	JOYCO DE MEXICO, S.A. DE C.V.
STORCK USA, L.P.	LA COLONIAL, S.A. DE C.V.
THE VONS COMPANIES, INC.	LA CUBANA, S.A. DE C.V./AGROINDUSTRIAS
	DEL TAMARINDO
TOOTSI ROLL INDUSTRIES, INC.	Margarita Guiltron de Reyna
Vons Food Services, Inc.	MARIA TERESA IBARRA ROBLES, S.A. DE
	C.V., A SUBSIDIARY OF DULCES VERO, S.A. DE
	C.V.
ALPRO ALIMENTOS PROTEÍNICOS, S.A. DE	MONTES Y CIA, S.A. DE C.V.
C.V.	
ARCOR GROUP	MORELIATES, S.A. DE C.V.
BARCEL, S.A. DE C.V., A SUBSIDIARY OF	PRODUCTOS ALTENO, S.A. DE C.V.
GRUPO BIMBO, S.A. DE C.V.	
BENEFICIADORA DE TAMARINDO DE MEXICO	PRODUCTOS ALVBRO, S.A. DE C.V.

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CANDY POP, S.A. DE C.V., A SUBSIDIARY OF DULCES VERO, S.A. DE C.V.	PRODUCTOS DE LECHE ALDAMA, S.A. DE C.V.
CANEL'S, S.A. DE C.V.	PRODUCTOS HOLA DEL NOROESTE, S.A. DE C.V.
CHUPALETAS, S.A. DE C.V., A SUBSIDIARY OF DULCES DE LA ROSA, S.A. DE C.V.	PRODUCTOS INDY S.A. DE C.V.
DE LA ROSA, S.A. DE C.V.	PRODUCTOS TAMANZELA, S.A. DE C.V.
DISTRIBUIDORA DE DULCES IBRO, S.A. DE C.V., A SUBSIDIARY OF DULCES VERO, S.A. DE C.V.	PRODUCTOS TECO DEL YAQUI, S.A. DE C.V.
DULCERIA LA BARCA, S.A. DE C.V.	PUMA, S.A. DE C.V.
Dulceria Sabinas, S.A. de C.V.	RIKOPOP, A SUBSIDIARY OF GRUPO LORENA SA DE C.V.
DULCES ANAHUAC, S.A. DE C.V.	STORCK PRODUCTS, INC.
	Tutsi

### First Class Mail-Proof of Service Attached

## TO THE PARTIES LISTED ON THE ATTACHED DISTRIBUTION LISTS

Re: Mexican and "Mexican-Style" Candies

#### Dear Sir or Madam:

Natural Resources Defense Council ("NRDC" or the "Noticing Party") serves this Notice of Violation ("Notice") individually upon each company set forth above (hereinafter together "the Companies") pursuant to and in compliance with California Health and Safety Code ("H&S Code") § 25249.7(d) and 22 California Code of Regulations ("CCR") § 12903. This Notice satisfies a prerequisite for the Noticing Party to commence an action against the Companies to enforce the Safe Drinking Water and Toxic Enforcement Act of 1986 (California H&S Code §25249.5 et seq. On information and belief, the violations addressed by this Notice occur in every county and city in California. This Notice is being served upon each violator, the California Attorney General, the district attorney of every California county and the city attorney of every California city with a population (according to the most recent decennial census) of over 750,000. If the Companies have a current registration with the California Secretary of State that identifies a Chief Executive Officer, President, or General Counsel, this Notice is being addressed to, and served upon, one of those persons.

Attached as Exhibit A to this Notice is a copy of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary." The attached Summary was prepared by the California Environmental Protection Agency and provides general information about the Safe Drinking Water and Toxic Enforcement Act of 1986. Copies of the Summary are not required to be, and are not being, provided to the public enforcement agencies.

# NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (California Health and Safety Code §25249.5 et seq.) May 7, 2004 Page 3

A description of the Noticing Party, the Alleged Violator, and the Alleged Violations Addressed by this Notice follows:

- ♦ The Natural Resources Defense Council provides this Notice. Natural Resources Defense Council (hereinafter "NRDC"), has offices in Santa Monica, San Francisco, New York and Washington, D.C., and is registered as a New York corporation with the office of the California Secretary of State, with over 500,000 members nationally, including over 100,000 in California. NRDC is acting in the public interest pursuant to H&S Code § 25249.7(d), and is dedicated to protecting the environment; improving human health and supporting environmentally sound practices.
- The violators' names and addresses are:

Canel's USA, Inc. 121 Interpark Boulevard, Suite 1103 San Antonio, TX 78216	Dulces Vero USA 5405 Bandera Road, Suite 109 San Antonio, TX 78238	Family Sweets Candy Company 1010 Reed Street Winston-Salem, N.C. 27107
Holiday Candy Company, Incorporated 2455 Mariondale Avenue Los Angeles, CA 90032	International Distributors, LLC 4442 E. 26th Street Vernon, CA 90023	Lixxum Candy, Inc. 8650 Somerset Boulevard Paramount, CA 90723
Lorena Mexican Products, Inc. 16017 Kaplan Avenue City of Industry, CA 91744	Mars, Incorporated 6885 Elm Street McLean, VA 22101	Montes USA 980 N. Michigan Avenue, Suite 1400 Chicago, IL 60611
Nutrex Corp. 7200 N.W. Corporate Centre Drive, Suite 505 Miami, FL 33126	Sprangler Candy Company 400 N. Portland Street, P.O. Box 71 Bryan, OH 43506-0071	Storck USA, L.P. 325 N. LaSalle, Suite 400 Chicago, IL 60610
Tootsi Roll Industries, Inc. 7401 South Cicero Avenue Chicago, IL 60629	Food 4 Less of Southern California, Inc. 1100 W. Artesia Boulevard Compton, CA 90220	Food 4 Less of California, Inc. 1100 W. Artesia Boulevard Compton, CA 90220
Smart & Final Inc. 600 Citadel Drive Commerce, CA 90040	Vons Food Services, Inc. 5918 Stoneridge Mall Road Pleasanton, CA 94588-3229	The Vons Companies, Inc. 5918 Stoneridge Mall Road Pleasanton, CA 94588-3229
Alpro Alimentos Proteínicos, S.A. de C.V. 16 de Septiembre No. 33 Col. San Francisco Culhuacán, Del. Coyoacán 04260 México, D.F. MÉXICO	Barcel, S.A. de C.V., a subsidiary of Grupo Bimbo, S.A. de C.V. Prolongación Paseo de la Reforma 1000 Col. Desarrollo Santa Fe 01210 Delegacion Alvaro Obregon, México, D.F. MÉXICO	Beneficiadora de Tamarindo de Mexico Alamos No. 7 Santa María Aztahuacán Delg. Iztapalapa 09500 México, D.F. MÉXICO
Candy Pop, S.A. de C.V.,a subsidiary of Dulces Vero, S.A. de C.V. Calle 26 No. 1815 Zona Industrial 44940 Guadalajara, JAL MÉXICO	Canel's, S.A. de C.V. General I. Martínez 500 78049 San Luis Potosí, S.L.P. MÉXICO	Chupaletas, S.A. de C.V., a subsidiary of Dulces De La Rosa, S.A. de C.V. Sinaloa 1562 Guadalajara 44260 Guadalajara, JAL MÉXICO

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Distribuidora de Dulces Ibro, S.A. de C.V., a subsidiary of Dulces Vero, S.A. de C.V. Emiliano Zapata No. 617 Sector Libertad 44980 Guadalajara, JAL MÉXICO	Dulces Anahuac, S.A. de C.V. Blvrd. Ayuntamiento No. 5411 Col. A. Lopez 72240 Mateos, PUE MÉXICO	Dulces La Fresa S.A. de C.V., as subsidiary of Dulces Vero, S.A. de C.V. Km. 13 Carr. Tlajomulco-San Miguel Cuyutlán 45640 Tlajomulco de Zuñiga, JAL MÉXICO
Dulces y Chocolates Luxus, S.A. de C.V., as subsidiary of Dulces Vero, S.A. de C.V. Pino No. 427 Local "A" Col. Santa Maria Insurgentas 06430 México, D.F. MÉXICO	Effern México, Inc. y Compañía S. en N.C. de C.V. Km. 45 carretera a Chichimequillas 76260 El Marqués, QRO MÉXICO	Effern México, Inc. y Compañía S. en N.C. de C.V. Privada Las Huetas No. 182 66350 Santa Catarina, N.L. MÉXICO
Grupo Frato, S.A. de C.V. Calle Ejido San Pedro Xalpa No. 16 Col. Amp. San Fco., Culhuacán 04420 México, D.F. MÉXICO	Grupo Lorena, SA de C.V. Galeana 116-D STA Ana Tepetitlan 45230 Guadalajara, JAL MEXICO	Industrial de Alimentos Diana, S.A. de C.V. Estrecho No. 3036-B Col. Santa Eduwiges 44580 Guadalajara, JAL MÉXICO
Industrial Dulcera Tasachi, S.A. de C.V. Av. Miguel Hidalgo 13 Col. Insurgentes Morelia 58250 Morelia, MICH MÉXICO	Joyco de Mexico, S.A. de C.V. Av. Primero de Mayo 120 Col. St. Andres 53500 Naucalpan de Juarez, MEX MÉXICO	La Cubana, S.A. de C.V./Agroindustrias del Tamarindo Tulipan No. 108, Fabrica Nogal No. 187 Col. Sta. Ma La Ribera 06400 México, D.F. MÉXICO
Montes y Cia, S.A. de C.V. Jalisco No. 17 45950 Poncitlan, JAL MÉXICO	Moreliates, S.A. de C.V. Av. Solidaridad 50 Col. Felix Ireta 58070 Morelia, MICH MÉXICO	Productos Alvbro, S.A. de C.V. Calle Cerro de la Campana No. 2642 Col. La Esperanza, Tepatitlan 44300 Guadalajara, JAL MÉXICO
Productos de Leche Aldama, S.A. de C.V. Calzada de Guadalupe No. 2 Aldama Municipio. De 36580 Irapuato, GTO MÉXICO	Productos Hola del Noroeste, S.A. de C.V. Av. Lerdo No. 691 1ra. Secc. 21100 Mexicali, BC MÉXICO	Productos Indy S.A. de C.V. Calle Riva Palacio No. 518, Col. San Humberto 66120 Santa Catarina, N.L. MÉXICO
RikoPop, a subsidiary of Grupo Lorena SA de C.V. Galeana 116-D, Zapopan, Jalisco 45180 Guadalajara, JAL MÉXICO	Storck Products, Inc. West Capitol Drive Pasig City, Metro Manila 1600 Manila, PHILIPPINES	

- ♦ The violations addressed by this Notice began on or after February 27, 1988, have occurred on numerous occasions each and every day since February 27, 1988, and are ongoing and continuing.
- This Notice of Violation covers the "warning provision" of Proposition 65, which is found at H&S Code § 25249.6.

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- The names of each chemical that is listed pursuant to the Safe Drinking Water and Toxic Enforcement Act of 1986 involved in the violations addressed by this Notice are Lead (listed as a reproductive toxin); and Lead and lead compounds (listed as a carcinogen) (collectively the "Listed Chemicals"). The Listed Chemicals are listed (and have been so listed for more than twelve months) by the Governor of the State of California as being a chemical known to the State of California to cause cancer or reproductive toxicity, or both cancer and reproductive toxicity. See Exhibit B attached hereto.
- The routes of exposure for the violations addressed by this Notice are ingestion and/or dermal due to direct contact with the skin.
- The type of consumer products causing the exposures addressed by this Notice are (1) Mexican and "Mexican-style" candy products; and (2) candy product wrappers or containers associated with these candy products (together "Products"), including but not limited to the following illustrative Products:

TABEL A				
Agrimiel lollipop	Paleta Ricorindo			
Aldama Obleas con Cajeta	Paleton con Chile "Teco"			
Arco Iris Tamarind	Pelon Pelo Rico			
Arcor Frutilla	Pica Limon			
Astro Pop	Pico Diana			
Baby Lucas	Pina Loca			
Beso Ardiente	Pollito Asado			
Besos Ricos	Pulpa Rago Chamoy			
Betamex Dulce de Tamarindo	Pulparindo			
Bolirindo	Pulpitas			
Bomba Chile	Rollito de Coco			
Brinquitos	Rollito de Tamarindo			
Cachitos	Saladulces Hola, Sabo Agredulce			
Canel's Gum	Saladulces Hola, Sabor Naranja			
Chaca Chaca	Serpentinas			
Chaca Chaca Rielito	Simpsons con Super Chile			
Chiclorindo	Storck Eucalyptus Menthol			
Chupirul	Super Lucas Hot 'n Spicy Chili Mix			
Coronado Cajeta	Tablarindo			
Crayon Pulpa Sabor Mango	Tama Roca			
De La Rosa Paleta	Taman Zela con Chile			
Diablitos Tamarindin	Tiramindo con Sabor de lo Lindo			
Dulce de Tamarindo La Colonial	Toxic Waste			
Duvalin	Tutsi Pop			
Enchiladas Luxus	Uy Uy Uy			
Indy Hormigas	Vagabundo con Chile			

# NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986

(California Health and Safety Code §25249.5 et seq.)

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TABEL A				
Lickem Pop	Vagabundo Extremo			
Limon 7	Vero Chupadedo			
Lucas (Gusano) Delce de Tamarindo	Vero Elotes			
Lucas (Gusano) Pelucas	Vero Mango			
Lucas Acidito	Vero Manita			
Lucas Limon	Vero Palerindas			
Margarita Dulce de Tamarindo	Vero Pica Gomas			
Melon con Chile	Vero Pinaleta			
Milkoko	Vero Rebanaditas			
Montes Damy	Vero Super Palerindas			
Montes Tomy	Vero Super Rebanaditas			

- ♦ There are numerous sources of the exposures addressed in this Notice. On information and belief, these exposures occur in homes, the workplace and everywhere else in California where these Products are consumed. These exposures occur principally off the respective properties of the Noticed Companies.
- ♦ In the course of doing business, the Companies knowingly and intentionally have exposed, and continue to expose, individuals (especially children and pregnant and post-partum women) to the Listed Chemicals in these Products. No clear and reasonable warning is or has been provided by the Companies to individuals regarding this exposure to the Listed Chemicals in their Products, or regarding the fact that the Listed Chemicals are known to the State of California to be a carcinogen and/or a reproductive toxin.
- These exposures are ongoing and continuing, with some continuing from 1988. NRDC believes and so alleges that each Company has tolled any applicable statute of limitations by failing at any time in the past to disclose the presence of the Listed Chemicals in their Products to those persons that required a warning when they purchased the Products in the stores where the Companies' Products are sold for consumer use in California. The labels on these Products do not include any warning that would meet the definition set forth at 22 CCR § 12601(b)(1)(A) or comply with 22 CCR § 12601(b)(3) and (b)(4)(B).
- The chemicals contained in the ingredients of the Products, and subject to the warning requirements of H&S Code §25249.6 and more specifically 22 CCR § 12601(b) et seq., are listed below:
  - 1. Lead (listed as a reproductive toxin)
  - 2. Lead and lead compounds (listed as a carcinogen)

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- The aforementioned carcinogen and reproductive toxins are on the Governor's list ("Prop 65 List") as set forth at 22 CCR § 12000. These chemicals are known to the State of California to cause carcinogenic and/or reproductive toxicity harm to humans requiring special warning labels and care in handling and use. The concentrations of these toxins in the Products require a warning of the existence of this chemical danger by the Product's manufacturer, distributor and retailer.
- The principal route of exposure is through a "consumer products exposure" via dermal contact and/or ingestion. These exposures have gone on since February 27, 1988, and are ongoing and continuing at every place in California that the Products listed in TABLE A are offered for sale and use. All references to "exposure" in this notice shall be understood to be exposures to the Products, including but not limited to the specific Product brands in said TABLE and the ingredients of those Products. The sale of these Products constitutes a transfer of a known reproductive and/or carcinogenic chemical to the purchaser as well as the ultimate consuming individual from the normal use of the Products, causing the exposure to occur without a clear and reasonable warning regarding the Listed Chemicals.
- The location of these alleged exposures are many and varied, and on information and belief occur within the 58 counties of the state of California, as evidenced by the District Attorneys addressed in the enclosed distribution list. NRDC believes and so alleges that at least one of each Companies' Products were sold within each county by the Companies' wholesale or retail distributor, and that sale caused the utilization of the Products and consumption and subsequent exposure. This purchase and consumption caused exposures in that jurisdiction to the Listed Chemicals in the Products as identified herein, and those exposures by the Companies were allowed to take place without the prerequisite warnings as delineated by the applicable statutes specified in this notice.

Please direct any inquiries regarding this notice or any communication with the responsible party to Joel R. Reynolds, Esq., for the noticing entity, Natural Resources Defense Council, in care of:

Roger Lane Carrick, Esq. The Carrick Law Group, P.C. 350 S. Grand Avenue, Suite 2930 Los Angeles, CA 90071 Tel.: (213) 346-7930

Fax: (213) 346-7931.

## **EXHIBIT B**

List Of Chemicals Contained In The Attached 60-Day Notice of Violation That Are Listed By
The Governor Of The State Of California As Being Known To The State Of California To Cause
Cancer Or Reproductive Toxicity

### REPRODUCTIVE TOXINS

ChemicalCAS No.Date Added to ListLead---February 27, 1987

### **CARCINOGENS**

ChemicalCAS No.Date Added to ListLead and lead compounds---October 1, 1992

# CERTIFICATE OF MERIT HEALTH AND SAFETY CODE SECTION 25249.7(d)

- LEAD
- LEAD AND LEAD COMPOUNDS
- I, Roger Lane Carrick, on behalf of Natural Resources Defense Council hereby declare:
- 1. This Certificate of Merit accompanies the attached sixty-day notice(s) in which it is alleged that the parties identified in the notices have violated California Health and Safety Code section 25249.6 by failing to provide clear and reasonable warnings.
  - 2. I am the attorney for the noticing party.
- 3. I have consulted with one or more persons with relevant and appropriate experience or expertise who has reviewed facts, studies, or other data regarding the exposure to the listed chemical(s) that is the subject of this action.
- 4. Based upon the information obtained through those consultations, and all other information in my possession, I believe there is a reasonable and meritorious case for the private action. I understand that "reasonable and meritorious case for private action" means that the information provides a credible basis that all the elements of the plaintiffs' case can be established and the information did not prove that the alleged violator will be able to establish any of the affirmative defenses set forth in the statute.
- 5. The copy of this Certificate of Merit served on the Attorney General attaches to it factual information sufficient to establish the basis for this certificate, including the information identified in Health and safety Code section 24249.7(h)(2), *i.e.*, (1) the identity of the person consulted with and relied on by the certifier, and (2) the facts, studies, or other data reviewed by those persons.

Date: May 7, 2004

### **CERTIFICATE OF SERVICE**

I am over the age of 18 and not a party to this case. I am a resident of or employed in the county where the mailing occurred. My business address is 350 S. Grand Avenue, Suite 2930, Los Angeles, CA 90071-3406.

On May 7, 2004, I served copies of the documents listed immediately hereafter by first class mail by placing same in sealed envelopes, with postage fully prepaid thereon, and depositing said envelopes in the U.S. Mail at Los Angeles, California. Said envelopes were addressed as follows:

#### SEE ATTACHED DISTRIBUTION LISTS

#### Documents mailed:

- 1. NOTICE OF VIOLATION OF THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (California Health and Safety Code §25249.5 et seq.)
- 2. Exhibit A THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986 (PROPOSITION 65): A SUMMARY (Government Entities excluded)
- 3. Exhibit B Details of Relevant Proposition 65 Chemical Listing
- 4. CERTIFICATE OF MERIT (attachments only sent to California Attorney General's Office)

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct, and that this declaration was executed on May 7, 2004, at Los Angeles, California.

## DISTRIBUTION LIST – NOTICED PARTIES (DOMESTIC) VIA FIRST CLASS U.S. MAIL – Documents Mailed:

(1) 60-Day Notice of Violation; (2) Exhibit A - Summary of Prop. 65;

(3) Exhibit B - Details of Relevant Proposition 65 Chemical Listing;

(4) Certificate of Merit; and (5) Certificate of Service

Canel's USA, Inc. Current Pres./CEO/Gen. Counsel 121 Interpark Boulevard, Suite 1103 San Antonio, TX 78216 Dulces Vero USA Current Pres./CEO/Gen. Counsel 5405 Bandera Road, Suite 109 San Antonio, TX 78238 Family Sweets Candy Company Current Pres./CEO/Gen. Counsel 1010 Reed Street Winston-Salem, N.C. 27107

Holiday Candy Company, Incorporated Attn. Gary Kolinsky – Registerd Agent 2455 Mariondale Avenue Los Angeles, CA 90032 International Distributors, LLC Current Pres./CEO/Gen. Counsel 4442 E. 26th Street Vernon, CA 90023 Lixxum Candy, Inc. Current Pres./CEO/Gen. Counsel 8650 Somerset Boulevard Paramount, CA 90723

Lorena Mexican Products, Inc. Current Pres./CEO/Gen. Counsel 16017 Kaplan Avenue City of Industry, CA 91744 Mars, Incorporated Current Pres./CEO/Gen. Counsel 6885 Elm Street McLean, VA 22101 Montes USA Current Pres./CEO/Gen. Counsel 980 N. Michigan Avenue, Suite 1400 Chicago, IL 60611

Nutrex Corp. Current Pres./CEO/Gen. Counsel 7200 N.W. Corporate Centre Drive Suite 505 Miami, FL 33126

Sprangler Candy Company Current Pres./CEO/Gen. Counsel 400 N. Portland Street, P.O. Box 71 Bryan, OH 43506-0071 Storck USA, L.P. Current Pres./CEO/Gen. Counsel 325 N. LaSalle, Suite 400 Chicago, IL 60610

Mr. Melvin J. Gordon or Current Pres./CEO/Gen. Counsel Tootsi Roll Industries, Inc. 7401 South Cicero Avenue Chicago, IL 60629

Food 4 Less of Southern California, Inc. 1100 W. Artesia Boulevard Compton, CA 90220 Food 4 Less of California, Inc. 1100 W. Artesia Boulevard Compton, CA 90220

Smart & Final Inc. 600 Citadel Drive Commerce, CA 90040

Vons Food Services, Inc. 5918 Stoneridge Mall Road Pleasanton, CA 94588-3229 The Vons Companies, Inc. 5918 Stoneridge Mall Road Pleasanton, CA 94588-3229

CT Corporation System Registered Agent for Service of Process 818 W. Seventh Street, 2nd Floor Los Angeles, CA 90017 Lawyers Incorporating Service Registered Agent for Service of Process 2730 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

Licia Trost Registered Agent for Service of Process 13802 Arthur Avenue, Suite 3 Paramount, CA 90723

On behalf of: Mars Incorporated Smart & Final Inc. On behalf of: Food 4 Less of CA, Inc. Food 4 Less of So. CA, Inc.

On behalf of: Lixxum Candy, Inc.

National Corporate Research, Ltd. Registered Agent for Service of Process 523 W. 6th Street, Suite 741 Los Angeles, CA 90014 The Prentice-Hall Corporation System, Inc. Registered Agent for Service of Process 2730 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

United States Corporation Company Registered Agent for Service of Process 2730 Gateway Oaks Drive, Suite 100 Sacramento, CA 95833

On behalf of: Lorena Mexican Products, Inc.

On behalf of: The Vons Companies, Inc. On behalf of: Vons Food Services, Inc.

## DISTRIBUTION LIST – NOTICED PARTIES (INTERNATIONAL) VIA INTERNATIONAL AIRMAIL – Documents Mailed:

- (1) 60-Day Notice of Violation; (2) Exhibit A Summary of Prop. 65;
- (3) Exhibit B Details of Relevant Proposition 65 Chemical Listing;
  - (4) Certificate of Merit; and (5) Certificate of Service

Alpro Alimentos Proteínicos, S.A. de C.V. 16 de Septiembre No. 33 Col. San Francisco Culhuacán, Del. Coyoacán 04260 México, D.F. MÉXICO

Candy Pop, S.A. de C.V., a subsidiary of Dulces Vero, S.A. de C.V. Calle 26 No. 1815 Zona Industrial 44940 Guadalajara, JAL MÉXICO

Distribuidora de Dulces Ibro, S.A. de C.V., a subsidiary of Dulces Vero, S.A. de C.V. Emiliano Zapata No. 617 Sector Libertad 44980 Guadalajara, JAL MÉXICO

Dulces y Chocolates Luxus, S.A. de C.V., a subsidiary of Dulces Vero, S.A. de C.V. Pino No. 427 Local "A" Col. Santa Maria Insurgentas 06430 México, D.F. MÉXICO

Grupo Frato, S.A. de C.V. Calle Ejido San Pedro Xalpa No. 16 Col. Amp. San Fco., Culhuacán 04420 México, D.F. MÉXICO

Industrial Dulcera Tasachi, S.A. de C.V. Av. Miguel Hidalgo 13 Col. Insurgentes Morelia 58250 Morelia, MICH MÉXICO

Montes y Cia, S.A. de C.V. Jalisco No. 17 45950 Poncitlan, JAL MÉXICO

Productos de Leche Aldama, S.A. de C.V. Calzada de Guadalupe No. 2 Aldama Municipio. De 36580 Irapuato, GTO MÉXICO

RikoPop, a subsidiary of Grupo Lorena SA de C.V. Galeana 116-D, Zapopan, Jalisco 45180 Guadalajara, JAL MÉXICO Barcel, S.A. de C.V., a subsidiary of Grupo Bimbo, S.A. de C.V. Prolongación Paseo de la Reforma 1000 Col. Desarrollo Santa Fe 01210 Delegacion Alvaro Obregon, México, D.F. MÉXICO

Canel's, S.A. de C.V. General I. Martínez 500 78049 San Luis Potosí, S.L.P. MÉXICO

Dulces Anahuac, S.A. de C.V. Blvrd. Ayuntamiento No. 5411 Col. A. Lopez 72240 Mateos, PUE MÉXICO

Effern México, Inc. y Compañía S. en N.C. de C.V. Km. 45 carretera a Chichimequillas 76260 El Marqués, QRO MÉXICO

Grupo Lorena, SA de C.V. Galeana 116-D STA Ana Tepetitlan 45230 Guadalajara, JAL MÉXICO

Joyco de Mexico, S.A. de C.V. Av. Primero de Mayo 120 Col. St. Andres 53500 Naucalpan de Juarez, MEX MÉXICO

Moreliates, S.A. de C.V. Av. Solidaridad 50 Col. Felix Ireta 58070 Morelia, MICH MÉXICO

Productos Hola del Noroeste, S.A. de C.V. Av. Lerdo No. 691 1ra. Secc. 21100 Mexicali, BC MÉXICO

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(1) 60-Day Notice of Violation; (2) Exhibit B - Details of Relevant Proposition 65 Chemical Listing; (3) Certificate of Merit (w/atts. AG's office only); and (4) Certificate of Service

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